

Matthew R. Planey, Esq. (OH. Bar No.: 0066662)

Crabbe, Brown & James LLP  
500 South Front Street, Ste. 1200  
Columbus, Ohio 43215  
Telephone: 614-229-4514  
Facsimile: 614-229-4559  
Email: [MPlaney@cbjlawyers.com](mailto:MPlaney@cbjlawyers.com)

Donald S. Simon, Esq. (CA. Bar No.: 189992)

Wendel, Rosen, Black & Dean LLP  
1111 Broadway, 24<sup>th</sup> Floor  
Oakland, California 94607  
Telephone: 510-834-6600  
Facsimile: 510-291-2843  
Email: [Dsimon@wendel.com](mailto:Dsimon@wendel.com)

*Attorneys for Defendant PICA Corporation*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MMCA Group, Ltd., a Virginia  
Corporation,

Plaintiff,

vs.

HEWLETT-PACKARD COMPANY, a  
Delaware Corporation, PINKERTON  
CONSULTING & INVESTIGATIONS  
EUROPE, a foreign Corporation, PICA,  
an Ohio Corporation, RODOLFO DIAZ,  
an individual, WARREN ROTHER, an  
individual alien, ROBERT COZZOLINA,  
an individual, and KEVIN HUNSAKER,  
an individual.

Defendants.

CASE NO.: CV-06-07067-MMC

**NOTICE OF REQUEST OF  
WITHDRAWAL AS COUNSEL FOR  
DEFENDANT PICA AND  
~~PROPOSED~~ ORDER THEREON**

Judge: Hon. Maxine M. Chesney

**TO THE HONORABLE COURT AND OPPOSING COUNSEL:**

Defendant PICA, by and through the undersigned attorneys, respectfully request the following:

Defendant PICA had been represented in this matter by Luis M. Alcalde, Esq. and

Notice of Request of Withdrawal as Counsel and Proposed Order Thereon  
Case No.: CV-06-7067-MMC

1 Donald S. Simon, Esq. On January 29, 2007, Defendant PICA submitted a  
2 Motion/Application for Admission of Matthew R. Planey, Esq. *pro hac vice* to also appear  
3 in this matter as counsel for Defendant PICA. On that same date, this Court entered an  
4 Order granting said Motion/Application. Since that time, Matthew R. Planey, Esq., of the  
5 law firm of Crabbe, Brown & James, LLP in Columbus, Ohio has continued to appear on  
6 the Court docket as a counsel of record of Defendant PICA.

7 As of July 27, 2008, Luis M. Alcalde, Esq.'s relationship with the law firm of Crabbe,  
8 Brown & James, LLP ended and he became President and General Counsel of Defendant  
9 PICA. Since that time, Mr. Planey has not been actively involved in the defense of  
10 Defendant PICA. Due to an oversight, Matthew R. Planey, Esq. of the law firm of Crabbe,  
11 Brown & James, LLP remains on the Court's docket as a counsel of record of Defendant  
12 PICA. On May 7, 2009, this Court granted Mr. Alcalde's and Mr. Simon's Application to  
13 Withdraw as Counsel for Defendant PICA. In order to correct this oversight and to clear  
14 up the Court's docket, Matthew R. Planey, Esq. seeks to withdraw from representing  
15 Defendant PICA and being a counsel of record in this matter. In this regard, Defendant  
16 PICA has acquiesced to Mr. Planey's withdrawal of their legal representation herein.

17 In view of the foregoing, the undersigned attorneys respectfully request that this  
18 Honorable Court authorized the withdrawal of Mr. Planey as one of Defendant PICA's legal  
19 counsel. Defendant PICA further requests that this Court, Plaintiff and Defendants and  
20 their respective counsel cease providing notices of orders and motions to Mr. Planey with  
21 respect to this case

22 Respectfully submitted,

23  
24 Dated: May 12, 2009

s/Donald S. Simon

25 Donald S. Simon, Esq.

26 Attorney for Defendant PICA  
27  
28

Dated: May 12, 2009

s/Matthew R. Planey

Matthew R. Planey, Esq.

Crabbe, Brown & James, LLP

